

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant _____
(Name of Applicant)

(Mailing Address) (Zip Code) Telephone No: _____

Applicant's Water Right(s) to be exchanged _____
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant _____
(Name of Co-applicant)

(Mailing Address) (Zip Code) Telephone No: _____

Co-applicant's Water Right(s) to be exchanged _____
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT -- Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION -- Complete **Part A** or **Part B** to explain how the proposed exchange will operate.

Part A -- For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____

OR

2. released from storage by the co-applicant into _____ at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B -- For an exchange involving only the applicant's water right(s).

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. _____

5. MAPS -- Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8 1/2"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7 1/2-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Applicant's Signature (and title if application is for an organization)

Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.

Received by _____ Date _____ Fee _____

Receipted by _____ Date _____ Receipt No. _____

Preliminary review by _____

Published in _____

Publication dates _____

Protests filed by _____

Copies of protests forwarded by _____

Watermaster recommendation requested on _____

Watermaster recommendation received on _____

Hearing held by _____ Date _____

Recommended for Approval _____ **Denial** _____ **By** _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



INSTRUCTIONS FOR COMPLETING AN
APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source. This sheet contains instructions for completing the Application for Exchange of Water.

COMPLETE THE APPLICATION FOR EXCHANGE OF WATER AS FOLLOWS

1. INFORMATION ABOUT THE APPLICANT

Provide your name, address, and phone number, and indicate the identification number(s) of the water right(s) you are proposing to exchange. For each water right, attach a photocopy of the water right license, permit, transfer, decree, or claim evidencing the right, or attach a water right printout obtained from IDWR.

3. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion of the application if you are proposing an exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for your right. Provide the co-applicant's name, address, and phone number, and indicate the identification number(s) of the co-applicant's water right(s) involved in the exchange. For each water right, attach a photocopy of the water right license, permit, transfer, decree, or claim evidencing the right, or attach a water right printout obtained from IDWR. If there are multiple co-applicants, please attach another sheet containing information about each co-applicant.

4. EXCHANGE AGREEMENT

If you propose an exchange for water diverted under a water right held by another party (the co-applicant), your exchange application *must* be accompanied by a copy of a written agreement signed by you and each co-applicant. Attach a copy of the written agreement. Be sure that you have also completed Item 2 of the Application for Exchange of Water.

5. EXCHANGE INFORMATION

You must complete Item 4 to describe how the proposed exchange will operate. To complete this part of the application form, you must know the amounts of water involved in the proposed exchange. You must also know the locations of the proposed point(s) of diversion, injection, and re-diversion of water by 40-acre subdivisions, section, township and range of the public land survey. For the location information, it may be helpful to have already prepared the maps required under Item 5. When describing the amounts of water involved in the exchange, remember that the exchange cannot result in an enlargement in use of the water right(s). If you need more space to explain how the proposed exchange will operate, use the area at the bottom of Item 4 and/or attach additional sheets.

Part A -- Complete Item 4.A of the exchange application if you are proposing an exchange involving yourself and one or more co-applicants. If you are completing Item 4.A you should have completed Items 2 and 3 also. Complete Item 4.A.1 if the co-applicant(s) water right(s) is (are) not storage water rights. Complete Item 4.A.2 if the co-applicant(s) water right(s) are storage water rights.

Part B -- Complete Item 4.B for an exchange involving only your water right(s). Complete Item 4.B.1 if your water right(s) is (are) not storage water rights. Complete Item 4.B.2 if your water right(s) is (are) storage water rights.

Do not complete both Item 4.A and Item 4.B.

ITEM 4 EXAMPLE -- The following example is for an exchange between an applicant with a natural flow right and a co-applicant with a storage water right.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert 0.80 cfs and/or 160 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at NE ¼ of NE ¼, Govt. Lot 1 Sec. 6 Township 1 North Range 14 East B.M., Camas County. Additional points of diversion, if any:

In exchange for authorization to divert water as described above, _____ cfs and/or 160 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

3. made available to the co-applicant for diversion at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

OR

4. released from storage by the co-applicant into Noname Creek at SE ¼ of SE ¼, Govt. Lot _____ Sec. 6 Township 1 North Range 14 East B.M., Camas County.

6. MAPS

Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Important landmarks such as rivers, streams, roads, and highways should be shown on the maps. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps. If the required information will not fit on an 8½"x11" sheet at a reasonable scale, you may use multiple sheets of paper for one map or you may use a sheet larger than 8½"x11".

SIGNATURE AND FEE

Sign the exchange application form exactly as your name appears in Item 1, unless the applicant is a corporation, municipality, partnership or other organization, in which case the person signing the application must show his or her title or position with the signature.

The fee is based on the total quantity of water to be transferred (See FEE SCHEDULE). This fee must accompany the application. Make checks payable to Idaho Dept. of Water Resources. Submit your application and fee to the Department of Water Resources office in your area.

Northern Region

Idaho Dept. of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814
Tel. - 769-1450

Eastern Region

Idaho Dept. of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402
Tel. - 525-7161

Southern Region

Idaho Dept. of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301
Tel. - 736-3033

Western Region

Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705
Tel. - 334-2190

FEE SCHEDULE

Exchange fees (cfs = cubic feet per second -- AF = Acre feet)

cfs		AF		cfs		AF	
0.00 -- 0.20		0 -- 20	\$100.00	11.01 -- 12.00		1101 -- 1200	\$690.00
0.21 -- 1.00		21 -- 100	\$250.00	12.01 -- 13.00		1201 -- 1300	\$730.00
1.01 -- 2.00		101 -- 200	\$290.00	13.01 -- 14.00		1301 -- 1400	\$770.00
2.01 -- 3.00		201 -- 300	\$330.00	14.01 -- 15.00		1401 -- 1500	\$810.00
3.01 -- 4.00		301 -- 400	\$370.00	15.01 -- 16.00		1501 -- 1600	\$850.00
4.01 -- 5.00		401 -- 500	\$410.00	16.01 -- 17.00		1601 -- 1700	\$890.00
5.01 -- 6.00		501 -- 600	\$450.00	17.01 -- 18.00		1701 -- 1800	\$930.00
6.01 -- 7.00		601 -- 700	\$490.00	18.01 -- 19.00		1801 -- 1900	\$970.00
7.01 -- 8.00		701 -- 800	\$530.00	19.01 -- 20.00		1901 -- 2000	\$1010.00
8.01 -- 9.00		801 -- 900	\$570.00	20.01 -- 100.00		2001 -- 10000	*
9.01 -- 10.00		901 -- 1000	\$610.00	101.01 -- 500.00		10001 -- 50000	**
10.01 -- 11.00		1001 -- 1100	\$650.00	500.01 & over		50001 & over	***

* \$1010.00 plus \$20.00 for each additional 1.0 cfs or part thereof or 100 acre feet or part thereof over the first 20.0 cfs or 2,000 acre feet.

** \$2610.00 plus \$10.00 for each additional 1.0 cfs or part thereof or 100 acre feet or part thereof over the first 100.0 cfs or 10,000 acre feet.

*** \$6610.00 plus \$2.00 for each additional 1.0 cfs or part thereof or 100 acre feet or part thereof over the first 500.0 cfs or 50,000 acre feet.